

COMMITTEE ON GOVERNMENT

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2236

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 11-263, Arizona Revised Statutes, is amended to  
3 read:

4 11-263. Authorization to procure insurance for county employees  
5 and dependents; expenditure of public funds;  
6 employee payments; retired county employees; group  
7 health and accident coverage

8 A. The board of supervisors may adopt a system of insurance for the  
9 benefit of county elected officials and employees. The board may procure  
10 health, life, accident and disability insurance for the benefit of ~~such~~ THESE  
11 elected officials and employees from any insurer licensed to do business in  
12 ~~the~~ THIS state ~~of Arizona~~ and pay the whole or any part of the premiums ~~upon~~  
13 ~~such~~ ON THE insurance from public funds. Public funds shall not be spent for  
14 life insurance in excess of fifty thousand dollars or the amount of the  
15 salary annually paid to the elected official or employee, whichever is more.  
16 The board may procure health and accident coverage for the dependents of ~~such~~  
17 THE elected officials and employees and pay all or any part of the premium  
18 ~~upon~~ ON the insurance from public funds. The board may deduct from the  
19 compensation of ~~such~~ THE employees and elected officials, and apply to the  
20 payment of ~~such~~ THE premiums, that part ~~thereof~~ OF THE PREMIUMS determined by  
21 the board to be payable by the employees and elected officials. ~~Such~~ THE  
22 deductions shall be made only from those employees and elected officials who  
23 have voluntarily agreed in writing to participate in the program.

24 B. The board of supervisors may enter into agreements to establish  
25 group health and accident coverage for former county employees who are  
26 retired and receiving income from a retirement program of this state and  
27 their dependents. The agreements may provide that all or any portion of the  
28 former employees or their dependents may be grouped with officers and

1 employees of the county or their dependents as necessary to obtain health and  
2 accident coverage at favorable rates.

3 C. The ARIZONA state retirement system board ~~is authorized to~~ MAY  
4 enter into agreements with retired county employees who elect to obtain the  
5 coverage provided in subsection B. ~~Such~~ THE agreements may include provision  
6 for the deduction from the retirement benefits of participants of a  
7 retirement program of this state who elect to obtain ~~such~~ THE coverage of  
8 amounts sufficient to pay for the premium and administrative expense of  
9 providing ~~such~~ THE coverage.

10 D. Public funds OF THIS STATE shall not be expended to pay all or any  
11 part of the premium of insurance pursuant to subsection B, except that ~~in a~~  
12 ~~county with a population of more than three hundred thousand persons, public~~  
13 ~~funds may be expended~~ A COUNTY MAY EXPEND ITS PUBLIC FUNDS to pay all or any  
14 part of the premium of insurance pursuant to subsection B.

15 Sec. 2. Section 11-354, Arizona Revised Statutes, is amended to read:

16 11-354. Powers and duties of the commission

17 A. The commission shall perform ~~such~~ THOSE duties and exercise ~~such~~  
18 THOSE powers ~~as~~ THAT are necessary to carry out ~~the provisions of~~ this  
19 article.

20 B. THE COMMISSION MAY APPOINT HEARING OFFICERS TO CONDUCT HEARINGS ON  
21 BEHALF OF THE COMMISSION.

22 Sec. 3. Section 11-356, Arizona Revised Statutes, is amended to read:

23 11-356. Dismissal, suspension or reduction in rank of  
24 employees; appeals; hearings

25 A. Any officer or employee in the classified civil service may be  
26 dismissed, suspended or reduced in rank or compensation by the appointing  
27 authority after appointment or promotion is complete only by written order,  
28 stating specifically the reasons for the action. The order shall be filed  
29 with the clerk of the board of supervisors and a copy ~~thereof~~ shall be  
30 furnished to the person to be dismissed, suspended or reduced.

31 B. The officer or employee, ~~may~~ within ten days after presentation to  
32 him of the order, MAY appeal ~~from~~ the order through the clerk of the

1 commission. ~~Upon~~ ON the filing of the appeal, the clerk OF THE COMMISSION  
2 shall ~~forthwith~~ IMMEDIATELY transmit the order and appeal to the commission  
3 for A hearing.

4 C. Within twenty days ~~from the filing of the appeal, the commission~~  
5 ~~shall commence the hearing and either affirm, modify or revoke the~~ AFTER  
6 RECEIVING THE ORDER AND APPEAL, THE COMMISSION SHALL SET A DATE FOR A HEARING  
7 OF THE APPEAL. The appellant may appear personally, produce evidence, have  
8 counsel and, if requested by the appellant, REQUEST a public hearing.

9 D. THE COMMISSION MAY APPOINT A HEARING OFFICER TO CONDUCT THE HEARING  
10 AND TAKE EVIDENCE ON BEHALF OF THE COMMISSION. THE HEARING OFFICER IS  
11 ENTITLED TO EXERCISE THE RIGHTS PRESCRIBED BY SECTION 12-2212. IF A HEARING  
12 OFFICER IS APPOINTED TO CONDUCT THE HEARING, ON CONCLUSION OF THE HEARING THE  
13 HEARING OFFICER SHALL SUBMIT PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW  
14 AND A RECOMMENDATION TO THE COMMISSION.

15 E. IN ANY APPEAL OF A DISMISSAL, SUSPENSION OR REDUCTION IN RANK IN  
16 WHICH A SINGLE HEARING OFFICER HAS BEEN APPOINTED TO CONDUCT THE APPEAL  
17 HEARING, THE OFFICER OR EMPLOYEE OR THE EMPLOYER MAY REQUEST A CHANGE OF  
18 HEARING OFFICER. ON THE FIRST REQUEST OF A PARTY, THE COMMISSION SHALL GRANT  
19 THE REQUEST. THE COMMISSION MAY GRANT ALL OTHER REQUESTS ONLY ON A SHOWING  
20 THAT A FAIR AND IMPARTIAL HEARING CANNOT BE OBTAINED DUE TO THE PREJUDICE OF  
21 THE ASSIGNED HEARING OFFICER. THE CHAIRPERSON OF THE COMMISSION SHALL DECIDE  
22 WHETHER A SUFFICIENT SHOWING OF PREJUDICE HAS BEEN MADE.

23 F. FOLLOWING THE HEARING, OR IF A HEARING OFFICER HAS BEEN APPOINTED,  
24 FOLLOWING RECEIPT OF THE HEARING OFFICER'S PROPOSED FINDINGS OF FACT,  
25 CONCLUSIONS OF LAW AND RECOMMENDATION, THE COMMISSION SHALL EITHER AFFIRM,  
26 MODIFY OR REVOKE THE ORDER.

27 ~~D.~~ G. The findings and decision of the commission shall be final,  
28 and shall be subject to administrative review as provided in title 12,  
29 chapter 7, article 6.

1           Sec. 4. Section 11-413, Arizona Revised Statutes, is amended to read:

2           11-413. County offices; business periods

3           A. Every county officer ~~in counties of the first and second class,~~  
4           except the sheriff, shall, ~~except on legal holidays, keep his office open for~~  
5           ~~the transaction of business from nine o'clock a.m. to five o'clock p.m. each~~  
6           ~~day from Monday through Friday, and from nine o'clock a.m. to one o'clock~~  
7           ~~p.m. on Saturday~~ KEEP THE OFFICER'S OFFICE OPEN FOR NOT LESS THAN FORTY HOURS  
8           EACH WEEK OR NOT LESS THAN THIRTY-TWO HOURS EACH WEEK IF THE WEEK CONTAINS A  
9           DAY THAT IS A LEGAL HOLIDAY. NOTWITHSTANDING SECTION 1-301, FOR THE PURPOSES  
10          OF OPENING COUNTY OFFICES FOR THE TRANSACTION OF BUSINESS, THE BOARD OF  
11          SUPERVISORS OF ANY COUNTY BY RESOLUTION MAY DESIGNATE THE FOURTH FRIDAY IN  
12          NOVEMBER AS A LEGAL HOLIDAY IN PLACE OF THE SECOND MONDAY IN OCTOBER. IF THE  
13          BOARD OF SUPERVISORS MAKES SUCH A DESIGNATION, EVERY COUNTY OFFICER, EXCEPT  
14          THE SHERIFF, SHALL KEEP THE OFFICER'S OFFICE OPEN FOR NOT LESS THAN  
15          TWENTY-FOUR HOURS FOR THAT NOVEMBER WEEK.

16          B. The criminal division of the sheriff's office shall be open at all  
17          times.

18          ~~C. In counties of the third class, every county officer shall, except~~  
19          ~~on legal holidays, keep his office open for the transaction of business from~~  
20          ~~nine o'clock a.m. to twelve o'clock noon, and from one o'clock p.m. to five~~  
21          ~~o'clock p.m. each day from Monday through Friday, and from nine o'clock a.m.~~  
22          ~~to one o'clock p.m. on Saturday.~~

23          Sec. 5. Repeal

24          Section 11-413.01, Arizona Revised Statutes, is repealed.

25          Sec. 6. Section 36-545.04, Arizona Revised Statutes, is amended to  
26          read:

27          36-545.04. Costs of court proceedings; compensation for  
28          evaluation and testimony

29          A. Except as provided in this chapter AND EXCEPT TO THE EXTENT THAT A  
30          PERSON IS ELIGIBLE PURSUANT TO SECTION 36-3408 FOR FEDERAL, STATE OR PRIVATE  
31          HEALTH OR MEDICAL BENEFITS, costs of court proceedings and cost of services  
32          provided by a county pursuant to article 4 OF THIS CHAPTER are a charge

1 against the county in which the patient resided or was found ~~prior to~~ BEFORE  
2 hospitalization. The clerk of the superior court in the county where the  
3 proceedings are held shall certify to the board of supervisors of the county  
4 where the patient resided or was found ~~prior to~~ BEFORE hospitalization that  
5 such proceedings were held and the amount of the balance of the incurred  
6 costs.

7 B. If a physician, psychologist or social worker is not otherwise  
8 compensated for evaluating a person or for testifying at a hearing, or both,  
9 the physician, psychologist or social worker shall be paid by the county, an  
10 amount determined reasonable by the court, subject to the same limitations as  
11 imposed upon compensation for attorneys in hearings, as provided by section  
12 13-4013. These payments shall be made as a part of the costs of court  
13 proceedings as in subsection A of this section.

14 Sec. 7. Emergency

15 This act is an emergency measure that is necessary to preserve the  
16 public peace, health or safety and is operative immediately as provided by  
17 law."

18 Amend title to conform

and, as so amended, it do pass

SAMUEL T. CRUMP, SR.  
Chairman

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